

Committee, therefore, instruct the undersigned to recommend the passage of the bill, with the following amendments, viz:

Amend by striking out all after the enacting clause, and insert:

That hereafter it shall be lawful in this State to allow spirits to be drank at the place or in the house where sold, and all laws contrary to this act are hereby repealed.

This amendment is only necessary to express the object in view in the plainest possible manner, and to avoid ambiguity or uncertainty.

Also, amend the title of the bill by striking out the words "repeal the 19th Section of the 7th Chapter of the laws relating to Crimes and Misdemeanors," and insert the words "allow spirits to be drank where sold."

All which is respectfully submitted.

M. A. LONG, Chairman.

Which was received, and the amendments as proposed were adopted, in lieu of the original bill, and placed among the orders of the day.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, Dec. 7, 1854.

Hon. President of the Senate:

Sir:—The House has passed the following Bills and Resolution, viz:

Bill to be entitled, An Act to restore the force and operation of the general laws of this State, in relation to the migration of free persons of color into this State.

Bill to be entitled, An Act for the relief of Watson W. Leggett.

Bill to be entitled, An Act for the relief of Jose Vigil.

Bill to be entitled, An Act to authorize Andrew J. Smiley, a minor, to assume the management of his own estate.

Resolution to declare Manatee a Port of Delivery.

Senate Bill to be entitled, An Act to empower John Richard Bradford, a minor, to assume the management of his own estate.

Very respectfully,

HUGH A. CORLEY,

Clerk House Representatives.

Which was read, and the accompanying House Bills and Resolution placed among the orders of the day, and the Senate Bill ordered to be enrolled.

#### ORDERS OF THE DAY.

The subject of the contested Election of Senator from the 12th District having been made the special order of the day for to-day, was taken up;

When on motion, the Senate went into Committee of the Whole for the consideration of the same, Mr. Hawes in the chair.

After some time spent therein, the Committee rose, and through

their Chairman reported the matter back to the Senate, and asked to be discharged from the further consideration of the subject,

When Mr. Provence moved that the Senate adjourn till to-morrow morning 10 o'clock.

Upon which the yeas and nays were called for by Messrs. Hopkins and Myrick, and were:

Yeas—Messrs. Brinson, Cone, Crigler, Filor, Hawes, Provence and Wynn—7.

Nays—Mr. President, Messrs. Bird, Eppes, Gillis, Hopkins, Long, Myrick, Nicholson, Smith and Tracy—10.

So said motion was lost.

Mr. Cone moved that the Senate take a recess till 3 o'clock this afternoon;

Which motion was lost.

Mr. Myrick moved that W. J. J. Duncan be declared duly elected Senator from the 12th Senatorial District.

Mr. Hopkins moved that the returns from precinct No. 1, of Hamilton County, be received;

Which motion was declared out of order by the Chair.

Mr. Long offered the following as a substitute:

Whereas, It appears to the Senate that the election laws of this State were materially disregarded in the election of Senator from the 12th Senatorial district, and that it does not appear that either the sitting member, Henry J. Stewart, or Wm. J. J. Duncan, the contestant, are legally elected to the Senate, therefore it is

Ordered, That said seat be vacated, and the said contested election be referred to the legal voters of said district.

Upon the adoption of said substitute, in lieu of the original motion, the yeas and nays were called for by Messrs. Myrick and Tracy, and were:

Yeas—Messrs. Byrd, Brinson, Cone, Crigler, Filor, Hawes, Long, Provence and Wynn—9.

Nays—Mr. President, Messrs. Eppes, Gillis, Hopkins, Myrick, Nicholson, Smith and Tracy—8.

So said substitute was adopted.

On motion of Mr. Brinson, the Senate adjourned until to-morrow morning, 10 o'clock.

FRIDAY, December 8th, 1854.

The Senate met pursuant to adjournment.

The Rev. Mr. Turner officiated as Chaplain.

A quorum being present, the Journal of yesterday was read, corrected and approved.

On motion of Mr. Provence, Mr. Hawes was excused from attendance on the Senate, on to-morrow.

On motion of Mr. Long; Mr. Crigler was excused from attendance on the Senate until Monday next.

On motion,  
The Senate adjourned until to-morrow morning, 10 o'clock.

SATURDAY, December 9, 1854.

The Senate met pursuant to adjournment.  
The Rev. Mr. Turner officiated as Chaplain.

A quorum being present, the Journal of yesterday was read and approved.

Pursuant to previous notice, Mr. Eppes introduced a bill to be entitled, An Act in relation to Evidences;

Which was read a first time; and ordered for a second reading on Monday next.

Pursuant to previous notice, Mr. Eppes introduced a bill to be entitled, An Act in relation to slaves and free persons of color;

Which was read the first time, and ordered to be read a second time on Monday next.

Mr. Cone, pursuant to previous notice, introduced a bill to be entitled, An Act in relation to pre-emptions on Sixteenth Sections;

Which was read the first time and ordered for a second reading on Monday next.

Mr. Eppes gave notice that he will, on some future day, ask leave to introduce a bill to be entitled, An Act to repeal Sec. 4, of An Act amendatory of an act entitled an act to establish and organize a Mayor's Court for the City of Apalachicola, approved January 5, 1853, and to provide in lieu thereof;

Also, a bill to be entitled, An Act for the relief of Benjamin Lucas, for the use of Julius L. Wyman of Franklin County, Florida.

Mr. Eppes moved that the Senate, the House concurring, do adjourn on the 20th inst., *sine die*;

Which motion was ruled out of order by the Chair.

Mr. Eppes offered the following resolution:

*Be it Resolved by the Senate, the House concurring, That this General Assembly do adjourn sine die on the 20th inst;*

Which was read the first time and ordered for a second reading on Monday next.

Mr. Long, from the Judiciary Committee, made the following report:

The Judiciary Committee to whom was referred the memorial of the Judge and divers members of the Bar of the Eastern Judicial circuit of this State, praying the establishment of an additional Circuit Court in East Florida, beg leave to

#### REPORT:

That the Committee are clearly of opinion that the prayer of the

memorialists is reasonable, and ought to be granted, and have, therefore, instructed the undersigned to report the annexed bill to be entitled "An act to create a fifth Judicial Circuit in this State." The passage of which is unanimously recommended by the Committee.

Respectfully submitted,  
M. A. LONG,  
Chairman Judiciary Committee.

Which was received and read, and the bill accompanying the same placed among the Orders of the Day.

On motion of Mr. Cone, 75 copies of the report and bill were ordered to be printed.

Mr. Long, from the Judiciary Committee, to whom was referred the memorial of Judge and Bar of the Eastern Circuit, made the following report:

The Judiciary Committee to whom was referred the memorial of the Judge and members of the Bar of the Eastern Judicial Circuit of Florida, praying the passage of a law authorizing said Judge to hold extra terms of said court, have instructed the undersigned to report as follows:

The Committee have already reported to the Senate a bill to divide the Eastern Circuit, by creating a new Circuit Court in East Florida, and in their opinion this will supercede the necessity of extra terms in the Eastern Circuit, except when contagious diseases may be prevailing at the places appointed by law for holding the regular terms. The Committee, therefore, instruct the undersigned to report the annexed bill to be entitled "An act to allow the Supreme and Circuit Courts of this State to hold extra terms whenever the regular terms cannot be safely held in consequence of the prevalence of any contagious diseases at the time and place or places appointed by law for holding the regular terms."

All of which is respectfully submitted.

M. A. LONG,  
Chairman Judiciary Committee.

Which was received and read, and the bill accompanying the same read the first time, and ordered for a second reading on Monday next.

Mr. Smith, from the Committee on Claims and Accounts, to whom was referred a bill to be entitled An act for the relief of John B. Anderson, made the following report:

The Committee on Claims and Accounts, to whom was referred the bill to be entitled An act for the relief of John B. Anderson, ask leave to

#### REPORT:

That they have had the same under consideration, and find that though the bill was reported against at the last session of the Assembly, they think it is entitled to some consideration, and therefore